

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1194 be amended to read as follows:

- 1 Page 2, line 13, delete "An employee of the" and insert "**The**".
- 2 Page 2, line 13, after "children" delete "," and insert "**of the family**
- 3 **and social services administration**".
- 4 Page 2, line 13, delete "a".
- 5 Page 2, line 14, delete "caseworker (as defined in IC 31-9-2-11),".
- 6 Page 7, delete lines 7 through 16, begin a new paragraph and insert:
- 7 "**(b) Unless authorized by a juvenile court, family preservation**
- 8 **services may not include a temporary out-of-home placement if a**
- 9 **person:**
- 10 **(1) is currently residing in the location designated as the**
- 11 **out-of-home placement; and**
- 12 **(2) has:**
- 13 **(A) committed an act resulting in a substantiated report**
- 14 **of child abuse or neglect; or**
- 15 **(B) a juvenile adjudication for an act that would be a**
- 16 **felony listed in IC 12-17.4-4-11 if committed by an adult**
- 17 **or a conviction for a felony listed in IC 12-17.4-4-11."**
- 18 Page 7, line 32, after "neglect" delete ";" and insert "**reported in a**
- 19 **jurisdiction where the county office of family and children has**
- 20 **reason to believe the subject resided;".**
- 21 Page 7, line 34, after "IC 31-37-1-2" delete "." and insert "**reported**
- 22 **in a jurisdiction where the county office of family and children has**
- 23 **reason to believe the subject resided."**
- 24 Page 8, line 11, delete "and".
- 25 Page 8, line 12, delete "training, for each staff person who is" and
- 26 insert "**training on provisions and procedures that require a**
- 27 **representative of the child protective services agency to, at the**
- 28 **initial time of contact with the individual subject to a child abuse**
- 29 **and neglect investigation, advise the individual of the complaint**

1 or allegation made against the individual in a manner that is  
 2 consistent with laws protecting the rights of the informant; and  
 3 (4) must provide training to representatives of the child  
 4 protective services system regarding the legal duties of the  
 5 representatives, which may consist of various methods of  
 6 informing the representatives of their duties, in order to  
 7 protect the legal rights and safety of children and families  
 8 from the initial time of contact during the investigation  
 9 through treatment."

10 Page 8, delete lines 13 through 28.

11 Page 8, line 42, delete "A law enforcement officer or a member of  
 12 a local child".

13 Page 9, delete lines 1 through 7.

14 Page 9, line 8, delete "(c)".

15 Run in page 8, line 42 through page 9, line 8.

16 Page 9, delete lines 14 through 42.

17 Page 10, delete lines 1 through 19.

18 Page 14, line 20, delete ":".

19 Page 14, line 21, delete "(1)".

20 Page 14, line 22, delete "; or" and insert ".".

21 Page 14, run in lines 20 through 22.

22 Page 14, delete lines 23 through 25.

23 Page 14, line 32, after "adult" delete "." and insert "**unless**  
 24 **authorized by a juvenile court.**".

25 Page 15, line 12, delete ":".

26 Page 15, line 13, delete "(1)".

27 Page 15, line 14, delete "; or" and insert ".".

28 Page 15, delete lines 15 through 17.

29 Page 15, run in lines 12 through 18.

30 Page 17, line 2, after "to" insert "**a county office of family and**  
 31 **children who will place the child with**".

32 Page 17, line 3, delete ":".

33 Page 17, line 4, delete "(1)".

34 Page 17, line 5, delete "; or".

35 Page 17, delete lines 6 through 8.

36 Page 17, run in lines 3 through 9.

37 Page 17, line 32, delete ":".

38 Page 17, line 33, delete "(1)".

39 Page 17, line 34, delete "; or".

40 Page 17, delete lines 35 through 37.

41 Page 17, run in lines 32 through 38.

42 Page 19, line 30, delete ":".

43 Page 19, line 31, delete "(1)".

44 Page 19, line 32, delete "; or" and insert ".".

45 Page 19, delete lines 33 through 35.

46 Page 19, run in lines 30 through 36.

- 1       Page 21, line 38, after "wardship" insert **"to the county office of**
- 2 **family and children that results in a placement".**
- 3       Page 21, line 39, delete ":".
- 4       Page 21, line 40, delete "(1)".
- 5       Page 21, line 42, delete "; or".
- 6       Page 22, delete lines 1 through 4.
- 7       Run in page 21, line 39 through page 22, line 5.  
(Reference is to EHB 1194 as printed February 20, 2004.)

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Senator BRODEN